

OHIO

SENATE

JOURNAL

TUESDAY, SEPTEMBER 3, 2013

EIGHTY-SEVENTH DAY
Senate Chamber, Columbus, Ohio
Tuesday, September 3, 2013, 10:00 o'clock a.m.

The Senate met pursuant to adjournment.

Pursuant to Senate Rule No. 3, the Clerk called the Senate to order.

Senator Skindell was selected to preside according to the rule.

The journal of the last legislative day was read and approved.

BILLS FOR THIRD CONSIDERATION

Am. H. B. No. 12-Representative Roegner.

Cosponsors: Representatives Young, Butler, Terhar, Stebelton, Lynch, McGregor, Gonzales, Thompson, Hood, Scherer, Adams, J., Baker, Beck, Becker, Boose, Buchy, Burkley, Conditt, Damschroder, Duffey, Green, Hackett, Hagan, C., Hall, Henne, Landis, Maag, Perales, Retherford, Ruhl, Wachtmann, Speaker Batchelder.

To amend sections 4104.02 and 4104.05 of the Revised Code to eliminate the licensed operator requirement for boilers directly fired with gas, oil, gas-oil, or electricity or stationary steam engines that comply with standards established by the Board of Building Standards, having been informally passed, was considered the third time.

The question being, "Shall the bill, **Am. H. B. No. 12**, pass?"

On the motion of Senator LaRose, **Am. H. B. No. 12** was informally passed and retained its place on the calendar.

Am. Sub. H. B. No. 98-Representatives Gonzales, Retherford.

Cosponsors: Representatives Terhar, Pillich, Stinziano, Fedor, Becker, Ruhl, Dovilla, Young, Johnson, Landis, Anielski, Barborak, Bishoff, Milkovich, Perales, Rosenberger, Adams, J., Adams, R., Amstutz, Antonio, Ashford, Baker, Beck, Blair, Blessing, Boose, Boyce, Brenner, Brown, Buchy, Budish, Burkley, Butler, Celebrezze, Cera, Clyde, Conditt, Curtin, Damschroder, Derickson, DeVitis, Duffey, Foley, Gerberry, Green, Grossman, Hackett, Hagan, C., Hall, Hayes, Heard, Henne, Hill, Hood, Hottinger, Huffman, Kunze, Letson, Lundy, Lynch, Maag, Mallory, McClain, McGregor, Patmon, Patterson, Pelanda, Phillips, Ramos, Reece, Roegner, Rogers, Romanchuk, Scherer, Schuring, Sears, Slaby, Smith, Sprague, Stautberg, Stebelton, Strahorn, Sykes, Szollosi, Thompson, Wachtmann, Williams, Winburn, Speaker Batchelder. Senators Uecker, LaRose, Skindell, Brown, Tavares, Schaffer.

To amend sections 4506.09, 4713.60, 4723.24, 4725.16, 4725.51, 4732.14, 4733.15, 4743.04, 5903.10, 5903.12, and 5903.121 and to enact section

5903.03 of the Revised Code to revise the Occupational Licensing Law regarding military service members and veterans and to declare an emergency, having been informally passed, was considered the third time.

The question being, "Shall the section, Section 3, setting forth the emergency features of the bill, stand as a part of the bill?"

On the motion of Senator LaRose, **Am. Sub. H. B. No. 98** was informally passed and retained its place on the calendar.

INTRODUCTION AND FIRST CONSIDERATION OF BILLS

The following bills were introduced and considered the first time:

S. B. No. 181-Senator Jordan.

To enact section 4928.661 of the Revised Code to require electric distribution utilities to obtain a customer's consent prior to installing a smart meter on the customer's property.

S. B. No. 182-Senator Schaffer.

Cosponsors: Senators Hughes, Gardner, Jordan, Uecker, Burke.

To require the Director of Job and Family Services to operate an Ohio Works First drug testing pilot program and to make an appropriation.

S. B. No. 183-Senator Tavares.

Cosponsors: Senators Turner, Brown.

To enact section 2929.07 of the Revised Code to provide that a defendant cannot be executed if the defendant's race was the basis of the decision to seek or impose the death penalty, to permit a defendant to file a motion alleging that the defendant's race was the basis of the decision to seek or impose the death penalty, to permit a defendant to establish that the death penalty was sought or imposed on the basis of race in the defendant's case by showing that race was a significant factor in decisions to seek or impose a sentence of death in the state, the county, or the prosecutor's office at the time that a sentence of death was sought or imposed in the defendant's case, to require a court that finds that race was such a significant factor in the defendant's case to order that the death penalty not be sought or to vacate the sentence of death and resentence the defendant to life imprisonment without parole, and to require a defendant to waive any objection to a sentence to life imprisonment without parole as a condition of filing the motion for relief.

OFFERING OF RESOLUTIONS

Senator LaRose offered the following resolution:

S. J. R. No. 4-Senator LaRose.

Cosponsors: Senators Cafaro, Burke, Seitz.

Proposing to enact Section 1h of Article II of the Constitution of the State of Ohio to authorize the General Assembly to invalidate rules proposed or adopted under a statute, and to create and empower one or more joint committees of the Senate and House of Representatives to review rules that have been proposed or adopted under a statute and to make recommendations to the General Assembly regarding those rules.

The question being, "Shall the resolution, **S. J. R. No. 4**, be adopted?"

On the motion of Senator LaRose, **S. J. R. No. 4**, was referred to the Committee on Reference.

Pursuant to Senate Rule No. 54, the following resolution was offered:

S. R. No. 188-Senator Jones.

Honoring Lieutenant Tom Ostendarp for heroism.

The question being, "Shall the resolution listed under the President's prerogative be adopted?"

So the resolution was adopted.

MESSAGE FROM THE PRESIDENT

Pursuant to Section 105.41 (A)(4) of the Ohio Revised Code, the President of the Senate appoints the following former president of the Senate to serve on the Capitol Square Review and Advisory Board, effective October 17, 2013:

Hon. Tom Niehaus

On the motion of Senator LaRose, the Senate adjourned until Thursday, September 5, 2013 at 11:00 o'clock a.m.

Attest:

MATTHEW W. COLLINS,
Journal Clerk.